

A CERTIFIED TRUE COPY
ATTEST
By Denise Morgan-Stone on Sep 22, 2009
FOR THE UNITED STATES JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Sep 04, 2009

FILED
CLERK'S OFFICE

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-19)

On August 13, 2008, the Panel transferred eight civil actions to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 571 F.Supp.2d 1376 (J.P.M.L. 2008). Since that time, 177 additional actions have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R. Goodwin.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Southern District of West Virginia for the reasons stated in the order of August 13, 2008, and, with the consent of that court, assigned to the Honorable Joseph R. Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Sep 22, 2009

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

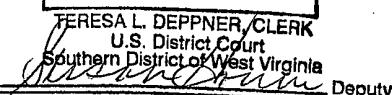
FOR THE PANEL:


Jeffrey N. Lüthi
Mark of the Panel

A TRUE COPY CERTIFIED ON

SEP 22 2009

TERESA L. DEPPNER, CLERK
U.S. District Court
Southern District of West Virginia

By  Deputy

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

SCHEDULE CTO-19 - TAG-ALONG ACTIONS

DIST. DIV. C.A. #

CASE CAPTION

CALIFORNIA EASTERN
CAE 2 09-2181

Donald Thompson, et al. v. Actavis Totowa, LLC, et al.

ILLINOIS NORTHERN
ILN 1 09-5015

Mark Sladek, etc. v. Mylan Pharmaceuticals, Inc., et al.

MISSISSIPPI NORTHERN
MSN 1 09-205

Judith Ann Ramey, etc. v. Mylan Pharmaceuticals, Inc., et al.

PENNSYLVANIA EASTERN
PAE 2 09-3652

Buford Lenard v. Mylan Pharmaceuticals, Inc., et al.

TENNESSEE MIDDLE
TNM 1 09-44

Lennie Knowles, etc. v. Mylan Pharmaceuticals, Inc., et al.

IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

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IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

INVOLVED JUDGES LIST (CTO-19)

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United States District Court
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U.S. District Judge
501 I Street
Suite 13-200
Sacramento, CA 95814

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U.S. District Judge
1978 Everett McKinley Dirksen United States Courthouse
219 South Dearborn Street
Chicago, IL 60604

Hon. John P. Fullam
Senior U.S. District Judge
15614 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1780

Hon. William J. Haynes, Jr.
U.S. District Judge
A845 Estes Kefauver United States Courthouse Annex
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IN RE: DIGITEK PRODUCTS LIABILITY LITIGATION

MDL No. 1968

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UNITED STATES JUDICIAL PANEL

on

MULTIDISTRICT LITIGATION

CHAIRMAN:

John G. Heyburn II
United States District Court
Western District of Kentucky

MEMBERS:

Robert L. Miller, Jr.
United States District Court
Northern District of Indiana

Kathryn H. Vratil
United States District Court
District of Kansas

David R. Hansen
United States Court of Appeals
Eighth Circuit

W. Royal Furgeson, Jr.
United States District Court
Northern District of Texas

Frank C. Damrell, Jr.
United States District Court
Eastern District of California

DIRECT REPLY TO:

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<http://www.jpml.uscourts.gov>

September 22, 2009

Teresa Deppner, Clerk
Post Office Box 2546
Charleston, WV 25329-2546

Re: MDL No. 1968 -- IN RE: Digitek Products Liability Litigation

(See Attached CTO-19)

Dear Ms. Deppner:

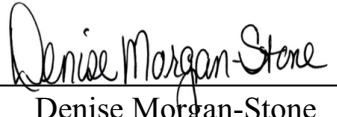
Attached as a PDF document is a certified copy of a conditional transfer order filed by the Panel in the above-captioned matter on September 4, 2009. As stipulated in Rule 7.4(a) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), transmittal of the order has been stayed 15 days to give any party an opportunity to oppose the transfer. The 15-day period has now elapsed, no opposition was received, and the order is directed to you for filing.

The Panel's governing statute, 28 U.S.C. §1407, requires that the transferee clerk "...transmit a certified copy of the Panel's order to transfer to the clerk of the district court from which the action is being transferred."

A list of involved counsel, judges and clerks are attached.

Very truly,

Jeffery N. Lüthi
Clerk of the Panel

By 
Denise Morgan-Stone
Deputy Clerk

Attachments (Conditional Transfer Order is a Separate Document)

cc: Transferee Judge: Judge Joseph R. Goodwin

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MDL No. 1968

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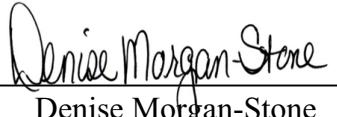
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